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PTO/SB/96 (08-00)

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**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Patrick J. Kelleher, David S. Payor and Austin J. Shiels

Application No./Patent No.: 10/593,546 Filed/Issue Date: September 19, 2006

Entitled: Improved Ball Penetrometer for Soft Soils Testing

Benthic Geotech Pty Ltd, a Limited Company

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

- the assignee of the entire right, title, and interest; or
- an assignee of less than the entire right, title and interest.  
The extent (by, percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

A. [x] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 01857, Frame 0995, or for which a copy thereof is attached.

OR

B. [ ] A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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[ ] Additional documents in the chain of title are listed on a supplemental sheet.

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[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

12/5/06

Date

Michael S. Hargis, Reg. No. 42,631

Typed or printed name

Signature

Attorney

Title



Please type a plus sign (+) inside this box →

PTO/SB/81 (02-01)

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## POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Application Number	
Filing Date	
First Named Inventor	Patrick J. Kelleher
Title	Improved Ball Penetrometer for ...
Group Art Unit	1
Examiner Name	
Attorney Docket Number	1223-022

I hereby appoint:

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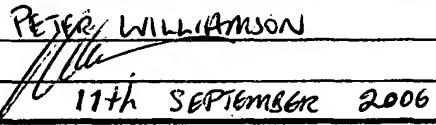
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Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

### SIGNATURE of Applicant or Assignee of Record

Name

Signature 

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

Total of 1 forms are submitted.

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